

# California Department of Insurance

## Fraud Division

### March 2011 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

**Note:** If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program  
9342 Tech Center Drive, Suite 100  
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

## **March 2011 Workers' Compensation Fraud Convictions**

**Case Number:** M11912837

**County:** Fresno

**Defendant:** Ramiro Garcia Chavana

**City/County of Residence:** Fresno/Fresno

**Conviction Date:** 03/22/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** Parties stipulate to have defendant enter into a conditional settlement on agreed upon condition that defendant has no new arrests based on Probable cause for 12 months.

Conditional Settlement Hearing Scheduled for 03/21/2012

**CDI Case Number:** 10JW009863

**County:** Los Angeles

**Defendant:** Edgar DeSantiago

**City/County of Residence:** Sylmar/Los Angeles

**Conviction Date:** 03/03/11

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

**Amount Allegedly Defrauded:** \$12,807

**Sentence:** 2 Years Summary Probation, \$2,263 Restitution (Paid In Full), \$100 Civil Fine

**Case Number:** 2010043282 MA

**County:** Ventura

**Defendant:** El Taco Fresh

**City/County of Residence:** Fillmore/Ventura

**Conviction Date:** 3/14/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 24 Months Conditional Probation, \$1,000 Restitution, \$100 Civil Fine, \$10,000 Criminal Fine (\$9,000 Stayed)

**Case Number:** TCM248733

**County:** Tulare

**Defendant:** Antonio Escamilla

**City/County of Residence:** Not available at this time

**Conviction Date:** 03/23/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 36 Months Summary Probation, \$10,000 Criminal Fine, (\$8,500 Suspended)

**Case Number:** F10903184

**County:** Fresno

**Defendant:** Deberoh Anne Fraser

**City/County of Residence:** Clovis/Fresno

**Conviction Date:** 03/14/11

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

**Amount Allegedly Defrauded:** TBD

**Sentence:** 1 Day County Jail, 6 Months Conditional Probation, TBD Restitution, \$100 Civil Fine

**Case Number:** BA379107

**CDI Number:** 09CW023045

**County:** Los Angeles

**Defendant:** Benjamin Gutierrez

**City/County of Residence:** La Puente/Los Angeles

**Conviction Date:** 03/09/11

**Offense:** 3 Counts of IC 11880(a) (Premium Fraud) reduced to misdemeanors on 06/29/11

**Amount Allegedly Defrauded:** \$54,745

**Sentence:** 3 Days County Jail, 3 Years Formal Probation (reverted to 2 Years Summary Probation as of 05/05/11), \$54,745 Restitution, \$200 Civil Fine (Paid)

**CDI Case Number:** 11BW009960

**County:** Alameda

**Defendant:** Joseph Haddad

**City/County of Residence:** Dublin/Alameda

**Conviction Date:** 03/18/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 1 Day County Jail, 36 Months Court Probation, TBD Restitution, \$500 Criminal Fine

**CDI Case Number:** 07BW011623

**County:** Alameda

**Defendant:** John Henry, Jr.

**City/County of Residence:** Oakland/Alameda

**Conviction Date:** 03/28/11

**Offense:** 2 Counts of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)

**Amount Allegedly Defrauded:** \$17,011.30

**Sentence:** 15 Days County Jail, 5 Years Formal Probation, \$17,011.30 Restitution, \$200 Civil Fine, \$250 Probation Investigation Fee

**CDI Case Number:** 10AW021445

**County:** Yolo

**Defendant:** Luis Morales Herrera

**City/County of Residence:** Sacramento/Sacramento

**Conviction Date:** 03/24/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 36 Months Summary Probation, \$100 Civil Fine, \$2,190 Criminal Fine

**Case Number:** TCM248734  
**County:** Tulare  
**Defendant:** Ezequiel Limas  
**City/County of Residence:** Visalia/Tulare  
**Conviction Date:** 03/23/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 36 Months Summary Probation, \$10,000 Criminal Fine, (\$8,500 Suspended)

**Case Number:** BA369932  
**County:** Los Angeles  
**Defendant:** Jose Luquin  
**City/County of Residence:** Not available at this time  
**Conviction Date:** 03/22/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)  
**Amount Allegedly Defrauded:** \$4,175  
**Sentence:** 2 Days County Jail, 40 Hours Community Service, 3 Years Formal Probation, \$4,175 Restitution, \$200 Civil Fine

**CDI Case Number:** 08BW016284  
**County:** Alameda  
**Defendant:** Armondo Zamora Martinez  
**City/County of Residence:** Livermore/Alameda  
**Conviction Date:** 03/07/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)  
**Amount Allegedly Defrauded:** \$14,000  
**Sentence:** 109 Days County Jail, 5 Years Formal Probation, Restitution is Reserved-To Be Determined by Court, \$200 Civil Fine, \$250 Probation Investigation Fee

**CDI Case Name:** CSLB El Dorado Joint Sting  
**CDI Case Number:** 10AW021448  
**County:** El Dorado  
**Defendant:** Quirino Oliveros  
**City/County of Residence:** Placerville/El Dorado  
**Conviction Date:** 03/25/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 30 Days County Jail, 36 Months Summary Probation, \$10,100 Fine Stayed except for \$100 Civil Fine, \$856 Criminal Fine

**CDI Case Name:** Millennium Farms  
**CDI Case Number:** 09AW005579  
**County:** Sacramento  
**Defendant:** Amarjit Singh Pamma  
**City/County of Residence:** Live Oak/Sutter  
**Conviction Date:** 03/15/11  
**Offense:** 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)  
**Amount Allegedly Defrauded:** \$39,235  
**Sentence:** 1 Day County Jail, 3 Years Informal Probation, \$35,000 Restitution, \$100 Civil Fine

**CDI Case Number:** 10AW001452  
**County:** Stanislaus  
**Defendant:** Muhammad Raza  
**City/County of Residence:** Sacramento/Sacramento  
**Conviction Date:** 03/30/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 1 Day County Jail, 36 Months Informal Probation, \$100 Civil Fine

**Case Number:** F11900401  
**County:** Fresno  
**Defendant:** Ryan Matthew Rose  
**City/County of Residence:** Fresno/Fresno  
**Conviction Date:** 03/09/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)  
**Amount Allegedly Defrauded:** \$4,293.83  
**Sentence:** 1 Day County Jail, 3 Years Formal Probation, \$4,293.83 Restitution, \$400 Civil Fine

**CDI Case Number:** 09JW023135  
**County:** Ventura  
**Defendant:** Hector Rocha Villaseñor  
**City/County of Residence:** Oxnard/Ventura  
**Conviction Date:** 03/29/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)  
**Amount Allegedly Defrauded:** \$42,840  
**Sentence:** 60 Days County Jail, 36 Months Conditional Probation, \$3,424.20 Restitution, \$100 Civil Fine